

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION**

**HOUSE JOINT APPROPS SUBCOM ON JUDICIAL BRANCH, LAW ENFORCEMENT,
AND JUSTICE COMMITTEE**

Date: Thursday, January 15, 2009
Place: Capitol

Time: 8:00 am
Room: 317-A

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

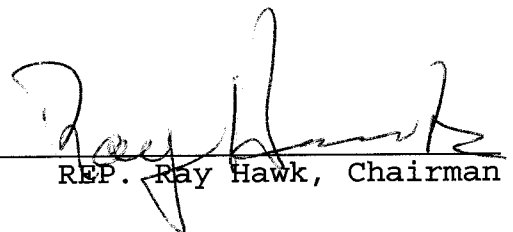
Montana State Prison - DP's 201, ~~202~~, 203, 204, 205, 206,

207, 208, 209 210, 211, 212, 214, 215, 216, 218, 220

EXECUTIVE ACTION TAKEN:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

COMMENTS:



REP. Ray Hawk, Chairman

DATE: 1-15-09

H:\corrections roll call.wpd

**Montana House of Representatives
Visitors Register**

**JUDICIAL BRANCH, LAW ENFORCEMENT AND JUSTICE
APPROPRIATIONS SUBCOMMITTEE**

Date 1-15-09

Bill No. _____ Sponsor(s) _____

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
Zandall Green	Green & Green Realty			X
645 Tamarack, Helena				
Murray Jamison	Bold and Murray Jamison			
At Home	Alternative, Inc.			
DAVE ARMSTRONG	Alternative, Inc.		X AS presented	
Paul Cory	At Falls Pre-Release		"	
Mike Thatcher	CCCL, Inc.		" "	
Sue Wilkins	Missoula Correctional Services		" "	
Pat Burke	DOC			
Rhonda Schaff	DOC			

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Montana Board of Crime Control Presentation

61st Legislative Session - 2009

Judicial Branch, Law Enforcement and Justice
Appropriations Subcommittee



Montana Board of Crime Control
January 2009



Board of Crime Control

Department of Justice

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Board Members:

Mike Anderson
Hill County Commissioner
Chairperson

Rick Kim
Fort Peck Executive
Board Member
Vice Chairperson

Mikie Baker-Hajek
Victim Advocate

Jim Cashell
Gallatin County Sheriff

Brenda Desmond
4th Judicial District Court
Standing Master

Lynn Erickson
Glasgow Police Chief

Mike Ferriter
Department of Corrections Director

Gold Hanser
Citizen

Pam Kennedy
Kalispell Mayor

Sherry Matteucci
Attorney

Steve McArthur
Community Correctional Programs &
Transportation Services Director

Mike McGrath
Attorney General

Lois Menzies
Court Administrator

Nickolas Murnion
Garfield County Attorney

Jim Oppedahl
Citizen

Godfrey Saunders
Bozeman High School Principal

Tracie Small
Tribal Representative

Bonnie Wallem
Citizen

Staff
Roland Mena
Executive Director

The Montana Board of Crime Control (MBCC) is the state's designated agency for criminal and juvenile justice, public safety policy, planning and program development. It is administratively attached to the Department of Justice, with an 18-member quasi-judicial board appointed by the Governor. Created in 1969, the MBCC is supported by the state's general fund. Members include the Attorney General, the Director of the Department of Corrections, the Supreme Court Administrator, representatives of local law enforcement and justice systems, tribal and community representatives.

This Board and its staff serve as a nonpartisan planning agency that provides leadership in the realms of crime prevention, public safety, juvenile justice, drug enforcement, victim assistance and support to state and tribal courts and law enforcement agencies.. The challenge is determining the best ways to support an extensive statewide network that includes public safety, law enforcement, juvenile justice, victim services, and judicial.

To accomplish this, support comes from numerous state and federal funders, including 45 open grants that total \$13,061,242. Funds are sub-granted on a competitive basis. Currently we have 191 sub grants statewide, providing the resources necessary to help community programs accomplish their goals. The MBCC staff also offers extensive service in support of technical assistance, data analysis, resource development and planning.

MBCC Mission: To proactively contribute to public safety, crime prevention and victim assistance with planning, policy development, and coordination of the justice systems in partnership with citizens, government, and communities.

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Agency Overview

Compliance / Performance Bureau

The Fiscal Section provides professional accounting services for all funds, delivers technical assistance and provides fiscal oversight to grant sub-recipients. The Fiscal Section also analyzes data and ensures compliance with state and federal reporting requirements.

The Technical Services Section collects and analyzes crime data from statewide law enforcement, juvenile justice and victim serving agencies. This Section develops and publishes several annual studies, surveys and reports, maintains databases and reports crime data to the FBI and other federal, state, local and tribal agencies. A annual Crime in Montana Report is produced by these efforts.

The Section also conducts an annual point-in-time Law Enforcement Personnel survey of the state's law enforcement agencies. The includes police departments, county sheriffs' offices, state agencies whose employees have the power of arrest, tribal law enforcement agencies, university security forces, and airport security departments.

Community Justice Bureau

The Bureau provides administrative, performance and grants management services for state, tribal and local grant programs. These programs develop and strengthen drug and violence prevention; prevention and intervention in issues rising from violence against women; victim assistance; enforcement of underage drinking laws; juvenile justice; disproportionate minority contact with the juvenile justice system; planning; development; technical assistance and training and compliance with the Juvenile Justice Delinquency Prevention Act (JJDPa).

Youth Justice (22 members appointed by the Governor)

The Youth Justice Council and the MBCC staff advisors fulfill planning and research functions and assist in coordinating and developing statewide programs under the Juvenile Justice Delinquency Prevention Act and under the Montana Youth Court Act. The Bureau also works to improve the state juvenile justice system through planning, research, coordination and development of juvenile detention programs and juvenile accountability incentive programs.

Juvenile Justice and Delinquency Act

In order to be eligible for federal funding, Montana must comply with the Juvenile Justice and Delinquency Prevention (JJDP) Act of 2002, which calls for staffing a youth justice council and compliance with four core requirements.

- Deinstitutionalization of status offenders and non-offenders
- Elimination of detention or confinement of juveniles in adult jails and lockups
- Sight and sound separation of juveniles from adults in secure facilities
- Reduce the disproportionate number of juvenile minority members who come into contact with the juvenile justice system.

Reducing Disproportionate Minority Contact

Under the Juvenile Justice and Delinquency Prevention Act (JJDP), disproportionate minority contact (DMC) exists when a minority population exceeds one percent of the general population *and* the proportion of the minority youth in contact with the juvenile justice system exceeds the proportion of their race/ethnicity to the general population.

Victim Assistance

VOCA (Victims of Crime Act) funds are awarded each year to private nonprofit and public agencies that provide direct services to the victims of crime. Funds are derived from fines, forfeitures and penalties assessed at the federal level. These funds are awarded on a competitive basis, to agencies providing direct services to victims of crime, primarily those serving victims of sexual assault, domestic or child abuse and victims of assault.

VAWA (STOP Violence Against Women Act) funds are granted to private, nonprofit victim services programs and public agencies. VAWA funds come from a federal block grant designed to improve the criminal justice system's response to violent crimes committed against women and to strengthen services to victims. These funds are used to fund training and to strengthen the responses of law enforcement agencies, prosecutorial responses, as well as to provide direct services to the victims of domestic and sexual violence. These funds are used to promote a coordinated, multi-disciplinary approach within the criminal justice system in response to violence against women. MBCC supports partnerships among law enforcement, prosecution, courts and victim advocacy organizations to enhance victim safety and hold offenders accountable for their crimes of violence against women. Congress prescribes distribution of these funds. States must allocate 25 percent to law enforcement, 25 percent to prosecution, 30 percent to nonprofit victim services and 5 percent to court programs. The remaining 15 percent is discretionary and can be allocated to any project that meets the general requirements of the act.

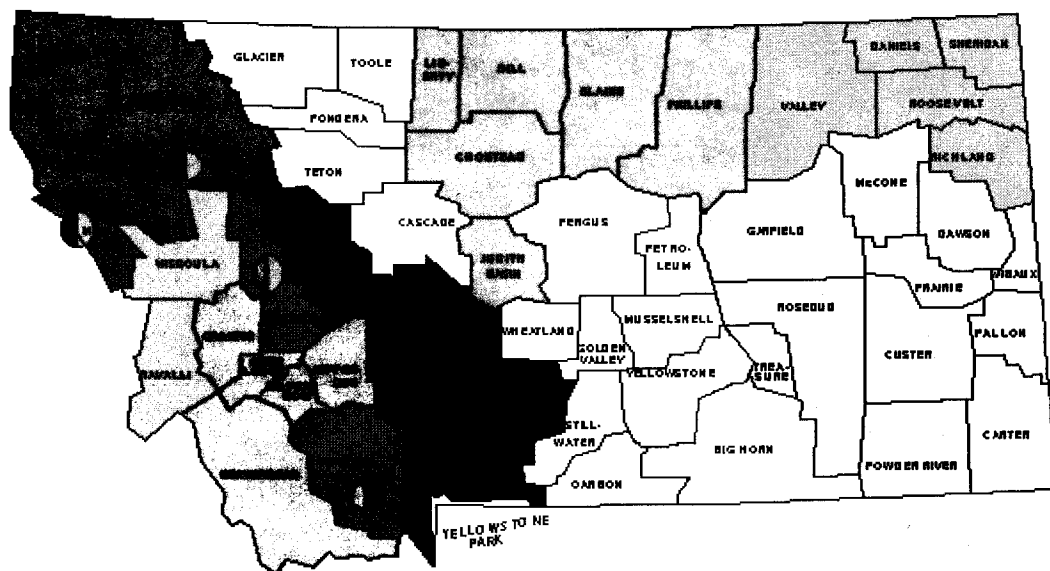
Public Safety Bureau









The Bureau provides services and resources that help keep Montana residents and businesses safe. The Bureau coordinates crime prevention efforts by facilitating education and training on a variety of topics. Additionally, the Bureau coordinates training for law enforcement and other agencies on current and relevant public safety issues.

As directed by the MBCC, the Bureau staff worked closely with the National Crime Prevention Council to bring crime prevention back to Montana. One of the major goals of the Board is the establishment and support of a Montana Crime Prevention Council (MCPC). The Bureau has worked as a facilitator and partner with the MCPC to assist local, state and tribal jurisdictions to identify crime prevention needs within their localities and to develop innovative action plans and programs to address those needs.

The Bureau staff also manages numerous federal and state grant programs such as the Justice Assistance Grant, the Enforcing Underage Drinking block and discretionary grants, Project Safe Neighborhoods, Anti-Gang Initiative, Safe and Drug Free Schools, After School Programs, Residential Substance Abuse and Treatment, Crime Prevention grant, Coverdell Forensic Science grant and the Law Enforcement Enhancement grant.

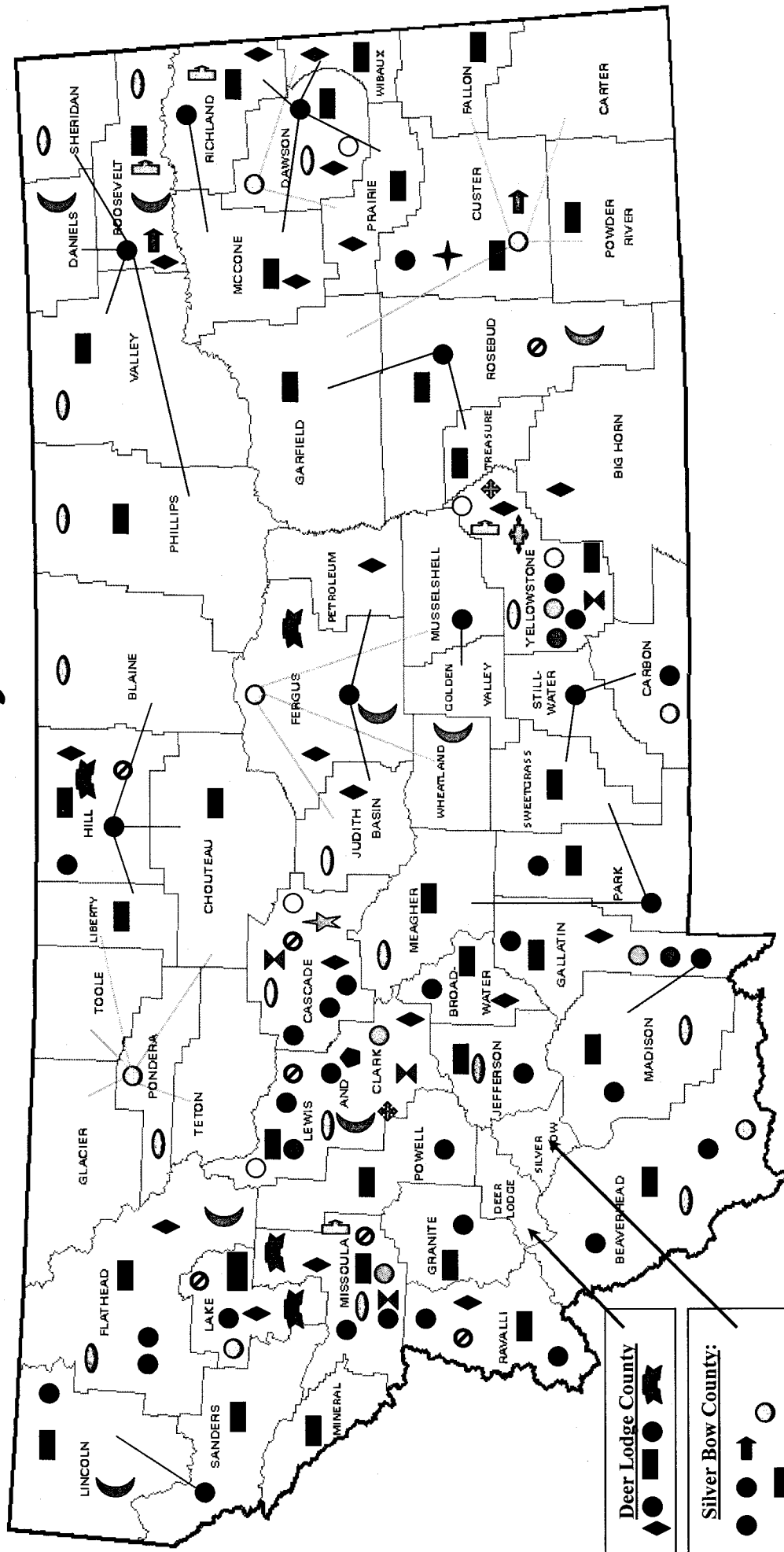
The Bureau is developing other innovative programs to address important public safety issues in Montana. These programs include: Gangs in Montana (to include Indian reservations), the proper disposal of prescription drugs and medications, and jail based offender substance abuse treatment programs throughout the State.



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|---|---|---|
|  Northwest Task Force |  Missouri River Task Force |  Big Muddy River Task Force |
|  West Central Task force |  Tri Agency Task Force |  Covered by two Task Forces |
|  Southwest Task Force |  Eastern Task Force | State Task Force Covers All 56 Counties |

Multi-jurisdiction Drug Task Forces Funded by the Board of Crime Control -- Edward Byrne Memorial Local Law Enforcement Program

MBCC Public Safety Overview



Deer Lodge County

Silver Bow County:

- Juvenile Accountability Incentive
- JAG Edward Byrne Memorial Justice
- SAMHSA Title V Delinquency Prevention
- DV Misdemeanor Probation
- National Criminal History Improvement
- Enforcing Underage Drinking Laws
- EUDL Discretionary Malmstrom
- Project Safe Neighborhoods/Anti-Gang
- After School Program
- Residential Substance Abuse Treatment
- Dedicated Detective
- Training Grants
- Victim / Witness
- Designated Prosecutor
- Rape Crisis
- Child Abuse
- Domestic Violence Services
- Shelter (Domestic Violence)

Statewide Victim Services

- Shelter (Domestic Violence)
- Domestic Violence Services
- Designated Prosecutor
- Rape Crisis
- Child Abuse
- Dedicated Detective
- Training Grants
- Victim / Witness